10 - 01 - 01

PLEASE CHARGE ANY DEFICIENCY UP TO $300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

Customer No

07278

PATENT TRADEMARK OFFICE

Docket No: 0646/1D205-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ramesh A. BHAT;   Ruth HENDERSON;   Chulai HSIAO; Sotirios K. KARATHNASIS

Serial No.:   09/429,832   Art Unit: 1646

Filed: October 29, 1999   Examiner: N. Basi

For: NOVEL HUMAN ESTROGEN RECEPTOR-BETA

- -

RESPONSE TO INFORMALITY RE PAYMENT OF FEE

Hon. Commissioner of
  Patents and Trademarks
Washington, DC   20231

September 28, 2001

RECEIVED

OCT 0 9 2001

TC 1700

Sir:

This is in response to the Informality Re Payment of Fee mailed on August 31, 2001 in the above-identified application (copy attached). A Response to the Informality Re Payment of Fee was filed on September 14, 2001. Subsequent to the filing of the Response on September 14, 2001, it was discovered that the Informality Re Payment of Fee contained an error. The "Excess Payment" box on the form was
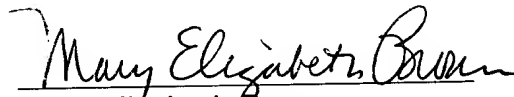
10/04/2001 BNGUYEN1 00000094 09429832
01 FC:103   90.00 OP

incorrectly checked. The "Fee Due" box should have been checked. The addition of claims to the Response To Official Action Under 37 C.F.R. §1.111 filed on August 22, 2001 brought the total number of claims in the application to 25. Therefore payment is due for five claims. A check for $90.00 is attached herewith.

Thank you for your assistance in this fee reconciliation.

Respectfully submitted,

Mary Elizabeth Brown
Reg. No. 46,579
Attorney for Applicants

DARBY & DARBY, P.C.
805 Third Avenue
New York, N.Y. 10022
Phone (212) 527-7700

09/429,832

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office   R   0646/1205-US

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
007278		HM11/0531	BASI,N

DARBY & DARBY
805 THIRD AVENUE, 27TH FLR.
NEW YORK NY 10022

Fee

DUE: ~~September 30, 2001~~

Docketed on 9/5 by DP for

Docketed without file   ☐

Attorney _____

	EXAMINER 646
ART UNIT	PAPER NUMBER

DATE MAILED:

08/31/01

RECEIVED OCT 1 0 2001
TECH CENTER 1600/2900

INFORMALITY RE PAYMENT OF FEE

The informality regarding the payment of the fee in connection with the amendment filed _____ indicated below.
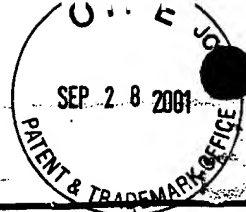
A.   FEE DUE

1. ☐ The amendment is considered incomplete in that the funds in Deposit Account No. _____ are insufficient to cover the entire fee due. The balance is due within the period set below.

2. ☐ The amendment is considered an incomplete response, in that payment of $ _____ is insufficient to cover the claims as shown in the attached Patent Application Fee Determination Record. Remittance is due within the period set below.

3. ☐ The amendment has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the period set below.

4. ☐

APPLICANT IS GIVEN THE REMAINDER OF THE SET PERIOD FOR RESPONSE, OR ONE (1) MONTH FROM THE DATE OF THIS LETTER, WHICHEVER IS LONGER, WITHIN WHICH TO REMIT THE FEE OF $ 90.00 .

_____

B.   EXCESS PAYMENT:

5. ☒ It is noted that payment of $ 90. is in excess of the amount necessary to cover the claims now in the application. See the attached Patent Application Fee Determination Record.

This matter of refund or credit to your account is being referred to the Finance Officer, for his consideration.

RECEIVED

OCT 1 0 2001

TECH CENTER 1600/2900

Application or Docket Number	2001

PATENT APPLICATION FEE DETERMINATION RECORD
Effective November 10, 1998

CLAIMS AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA	SMALL ENTITY TYPE ☐ RATE	FEE	OR	OTHER THAN SMALL ENTITY RATE	FEE
BASIC FEE				380.00	OR		760.00
TOTAL CLAIMS	2	minus 20= *	X$ 9=		OR	X$18=	
INDEPENDENT CLAIMS	4	minus 3 = *	X39=		OR	X78=	78
MULTIPLE DEPENDENT CLAIM PRESENT			+130=		OR	+260=	
			TOTAL		OR	TOTAL	850

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

AMENDMENT A

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY RATE	ADDI-TIONAL FEE	OR	OTHER THAN SMALL ENTITY RATE	ADDI-TIONAL FEE
Total	* 11	Minus	** 20	= 0	X$ 9=		OR	X$18=	
Independent	* 4	Minus	*** 4	= 0	X39=		OR	X78=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+130=		OR	+260=	
					TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

AMENDMENT B

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE	ADDI-TIONAL FEE	OR	RATE	ADDI-TIONAL FEE
Total	* 25	Minus	** 20	= 5	X$ 9=		OR	X$18=	90
Ind pendent	* 4	Minus	*** 4	=	X39=		OR	X78=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+130=		OR	+260=	
					TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	90

AMENDMENT C

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE	ADDI-TIONAL FEE	OR	RATE	ADDI-TIONAL FEE
Total	*	Minus	**	=	X$ 9=		OR	X$18=	
Ind pendent	*	Minus	***	=	X39=		OR	X78=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+130=		OR	+260=	
					TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.